

Application No.: 10/065,183

Docket No.: JCLA7802-R

REMARKS**Present Status of the Application**

This is a full and timely response to the outstanding non-final Office Action mailed on September 16, 2005. The Examiner's indication of allowable subject matter in claim 11 is noted with great appreciation and that it would be allowed if rewritten or amended into independent form including all the limitations of the base claim and any intervening claims. However, the Office Action rejected claims 1-10 and 12-19 U.S.C. § 103(a), as being unpatentable over Kinoshita et al. (US Patent No. 6,300,594) in view of Abileah (20030222857 A1) and Arai Susumu (JP 09-052964).

The pending Claims 1-19 of which claim 11 has been cancelled and claim 22 has been newly added. The newly added claim 22 basically recites a display device structure as disclosed in independent claim 10 and the subject matter of claim 11 which the Examiner considered as allowable subject matter. Upon entry of the amendments in this response, claims 1-10, 12-19 and 22 remain pending in the present application. Support for the claim amendments can be found in the specification. It is believed that no new matter has been added to the application by the amendments made to the claims or otherwise in the application.

The Applicants have most respectfully considered the remarks set forth in this Office Action. Regarding the obviousness rejections, it is however strongly believed that the cited references are deficient to adequately teach the claimed features as recited in the amended claims. The reasons that motivate the above position of the Applicants are discussed in detail hereafter,

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upon which reconsideration of the claims is most earnestly solicited.

Discussion of the claim rejection under 35 USC 103

The Office Action rejected claims 1-18 and 20-21 under 35 USC 103(a) as being unpatentable over Kinoshita et al. (USP 6,300,594, hereinafter Kinoshita) in view of Abileah (US Patent Publication 20030222857) and Ari Susumu (JP 09-52964).

The present invention teaches in claims 1 and 10, among other things, "... At least the transparent substrate and the contact layer are capable of resisting ultra-violet rays...". Although the Office recognizes that Kinoshita fails to teach the above-mentioned features of the instant case, the Office asserts that Abileah and Ari Susumu teach the missing features. Applicants respectfully disagree. Abileah teaches that the touch panel 152 of comprises a glass substrate 174 with a conductive coating 176 applied to the front surface of the substrate 174. Abileah further teaches that the conductive coating 176 is covered by a flexible protective coating layer 178 ([0054], Fig. 8). Although Abileah mentioned about glass panels of the capacitive touch panels can provide UV light protection, Abileah only taught the substrate 174 of the control panel being constructed from glass. Therefore, even if Kinoshita were to combine with Abileah, the combination would only result with a transparent glass substrate; a first transparent electrode disposed on the transparent substrate; a contact layer over the transparent substrate; and a second transparent electrode disposed on the surface of the contact layer facing the first transparent electrode, wherein only the transparent glass substrate is fabricated with materials that can provide UV light protection. The combination still fails to teach that the contact layer is also capable of resisting UV rays.

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Regarding the cite reference Ari Susumu, Applicants again respectfully disagree with the Office's assertion that Ari Susumu discloses the transparent substrate and the contact layer is capable of resisting UV rays in pg 3, paragraph 2, lines 1-8. In fact, Ari Susumu teaches the application of a polyether ape phon film for transparent electrodes. There is no where in Ari Susumu that teaches the substrate and the contact layer of a touch panel being capable of UV resistance.

Therefore, no combination of Kinoshita and Abileah, Ari Susumu in a manner suggested by the Examiner can possibly teach, suggest disclose every features of the claimed invention. Thus, Kinoshita and Abileah, Ari Susumu fail to teach each and every features of the proposed amended independent claims 1 and 10. Claims 2-8 and 11-18, which depend from Claims 1 and 10, directly or indirectly, are also patentable over Kinoshita and Abileah, Ari Susumu at least because of their dependency from an allowable base claim.

For at least the foregoing reasons, Applicants respectfully submit that claims 1-18 patently define over Aufderheide, Kinoshita and Abileah, and therefore should be allowed. Reconsideration and withdrawal of the above rejections is respectfully requested.

2. The Office Action rejected claim 19 under 35 USC 103(a) as being unpatentable over Aufderheide in view of Kinoshita and Abileah as applied to claims 1-9, 11-18 above and in further view of Wang et al. (US-6,300,594, hereinafter Kinoshita).

Applicants respectfully disagree and would like to point out that even though the Examiner relied upon Wang to disclose a double-sided tap, still Wang cannot possibly cure the deficiencies of

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Aufderheide, Kinoshita and Abileah for at least the reason as substantially discussed above. Therefore, Applicants respectfully submit that claim 19 also patently define over Aufderheide, Kinoshita and Wang for at least the same reasons discussed above., Reconsideration is respectfully requested.

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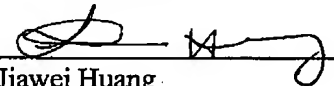
CONCLUSION

For at least the foregoing reasons, it is believed that all the pending claims 1-19, 22 of the present application patently define over the prior art and are in proper condition for allowance. If the Examiner believes that a telephone conference would expedite the examination of the above-identified patent application, the Examiner is invited to call the undersigned.

Date: 11/29/2005

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